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Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY


Re: *Ex Parte Presentation*
In the Matter of Review of the Section 251 Unbundling
Obligations of Incumbent Local Exchange Carriers,
CC Docket Nos. 01-338, 96-98, 98-147

Dear Ms. Dortch:

On November 12, 2002, **Hank** Hultquist, Senior Attorney, WorldCom, Inc., Mark Schneider, Jenner & Block, A. Richard Metzger, Jr., Lawler, Metzger & Milkman, and the undersigned, counsel to WorldCom, met with John Rogovin, Laurence N. (Nick) Bourne, Linda Kinney, Mary McManus, and Debra A. Weiner of the Office of General Counsel. In that meeting, WorldCom discussed various legal issues that have arisen in the *UNE Triennial Review*, including the appropriate standard for applying section 251(d)(2)'s "impairment" test consistent with the D.C. Circuit's recent decision in *United States Telecom Ass'n v. FCC*, 290 F.3d 415 (D.C. Cir. 2002). As to each of the issues discussed, the oral presentations were drawn from materials filed on the public record.

Pursuant to section 1.1206(b)(2) of the Commission's rules, 47 C.F.R. § 1.1206(b)(2), an original and two copies of this letter are being provided to you for inclusion in the public record of the above-referenced proceeding.

Sincerely,


Ruth Milkman

cc: John Rogovin
Laurence N. (Nick) Bourne
Linda Kinney
Mary McManus
Debra A. Weiner